



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jong Y. Lee

Art Unit : 1646

Serial No. : 09/016,159

Examiner : David Fitzgerald

Filed : January 30, 1998

Title : PURIFIED HUMAN ERYTHROPOIETIN RECEPTOR PROTEIN FRAGMENT
AND ANTIBODIES DERIVED THEREFROM

BOX MISSING PARTS

Commissioner for Patents

Washington, D.C. 20231

RECEIVED

MAY 04 2001

TECH CENTER 1600/2000

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 CFR §1.53(b) mailed January 24, 2001 (copy enclosed), applicant as a small entity submits herewith the following:

- ☒ Check in the amount of \$475 for payment of the basic filing fee, surcharge for late filing of fee, and petition for one-month extension of time; and
- ☒ Petition for One-Month Extension of Time.

Applicant notes that no additional claim fees are necessary as the application does not contain more than three independent claims or more than 20 total claims.

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 4/23/01

Mark S. Ellinger, Ph.D.

Reg. No. 34,812

Fish & Richardson P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 335-5070
Facsimile: (612) 288-9696

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

April 23, 2001

Date of Deposit

Signature

Caryl C. Harriman

Typed or Printed Name of Person Signing Certificate



1600

Attorney's Docket No. 09004-002004

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Sector 5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE MAY 04 2001

Applicant : Jong Y. Lee

Art Unit : 1646 TECH CENTER 1600/2900

Serial No. : 09/016,159

Examiner : David Fitzgerald

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Commissioner for Patents
Washington, D.C. 20231

MAY 04 2001

TRANSMITTAL LETTER

TECH CENTER 1600/2900

The following correspondence relating to this application is enclosed:

1. Copy of Notice to File Missing Parts of Application (1 page);
2. Response to Notice to File Missing Parts of Application (1 page);
3. Petition for One-Month Extension of Time (1 page);
4. Check in the amount of \$475 for payment of the basic filing fee, surcharge for late filing fee, and Petition for One-Month Extension of Time; and
5. Postcard.

Please apply any charges not covered, or any credits, to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 4/23/01Mark S. Ellinger, Ph.D.
Reg. No. 34,812Fish & Richardson P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
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JAN 29 2001

PRACTICE SYSTEMS



RECEIVED
MAY 04 2001
TECH CENTER 1600/2900
MAY 04 2001
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231-1600/2900

APPLICATION NUMBER FILING/RECEIPT DATE FIRST NAMED APPLICANT ATTY DOCKET NO/TITLE

09/016,159 01/30/98 LFE

07004-002002

07004/002004

HM11/0124

FISH & RICHARDSON P.C., P.A.
60 SOUTH SIXTH STREET
SUITE 3300
MINNEAPOLIS, MN 55402

SAOUB, C

DATE MAILED:

NOTICE TO FILE MISSING PARTS OF APPLICATION (CPA)
Filing Date Granted

01/24/01

The Continued Prosecution Application (CPA) request filed on 1/18/01 is entitled to a filing date under 37 CFR 1.53(d)(1). The CPA request, however, lacks the filing fee(s) and/or items indicated below.

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the fee(s), item(s), and any surcharge required below to avoid abandonment of this CPA. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The total amount owed by applicant is the sum of items 1(a) or (b), 2, and 3 (if checked) below.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
☐ insufficient.

(a) Applicant must submit \$ 355.00 to complete the basic filing fee and the \$130.00 surcharge set forth in 37 CFR 1.16(e) (non-small entity), or \$ 65.00 to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e) and file a small entity statement under 37 CFR 1.27 claiming such status (if the prior application was entitled to small entity status and such status is still proper and desired, a new small entity statement is not required (37 CFR 1.28)).

(b) Applicant must submit \$ _____ to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e).

☐ 2. Additional claim fees of

\$ _____ (non-small entity) or \$ 40.00 (small entity) for 3 independent claims over 3.
\$ _____ (non-small entity) or \$ _____ (small entity) for _____ claims over 20.
\$ _____ (non-small entity) or \$ _____ (small entity) for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☐ 3. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
☐ 4. The CPA request is unsigned. Applicant must file a signed duplicate or ratification of the CPA request.
☐ 5. Other: _____

A copy of this Notice MUST be returned with the reply.

Direct the reply and any questions about this Notice to:

Elvira J. Gannoe

Examining Group 1647

(703) 30 8-0196

FORM PTO-2016 (Rev. 12/97)

PART 1 - ATTORNEY/APPLICANT COPY

Docketed By Practice Systems	
Action Code:	<u>Missing Parts Notice</u>
Base Date:	<u>1/24/01</u>
Due Date:	<u>3/24/01</u>
Deadline:	<u>7/24/01</u>
Initials:	<u>meany</u>

MSE
MMG#24
M.G.
5/8/01355.00 OP
65.00 OP

04/27/2001 HGBREH1 00000003 09016159

01 FC:231
02 FC:275

Docketed By Billing Secretary
Due Date: 3/24/01
Deadline: 7/24/01
Initials: meany